

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.712 OF 2005

Ashok Ramzan Pathan : Petitioner

V/s.

The District Collector, Solapur & Ors. : Respondents

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Mr. A. M. Utagikar for the petitioner.

Mr.C. R. Sonawane, Assistant Government Pleader for
respondent Nos.1 & 2.

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**CORAM : DALVEER BHANDARI, C.J. &
S.A. BOBDE, J.**

DATE : MARCH 4, 2005.

P.C.:

1. The petitioner has challenged the order dated 11.12.1997 passed by the Collector, Solapur. This order has been passed by the Collector while exercising his power under section 308 of the Maharashtra Municipal Councils, Nagar Panchayats and Industrial Townships Act, 1965. Anyone aggrieved by the order under sub-section (2) of section 308 of the Act can file a petition before the Director. The petitioner has not availed of this remedy and he approached this Court after a lapse of more than seven years. The petition is totally an abuse of the process of the Court. Accordingly, this petition is dismissed with

costs of Rs.10,000/- to be paid to the Chief Minister's Relief Fund, Maharashtra (South India-Earthquake) within three weeks from today. The petitioner is directed to hand over the cheque, as mentioned above, to the Registrar General of this Court, who, in turn, shall forward the same to the Chief Minister's office.

2. The Registry is directed to send a copy of this order to the Chief Minister's office for information.

Sd/-

CHIEF JUSTICE

Sd/-

S.A. BOBDE, J.